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FISCAL IMPACT REPORT

SPONSOR Park DATE TYPED 2/10/04 HB 541/aHJC

SHORT TITLE Horse Racing Track Applicant Background Check SB _____

ANALYST Bransford

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY04	FY05	FY04	FY05		
			See Narrative		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From
State Racing Commission (SRC)

No Response
Department of Public Safety (DPS)

SUMMARY

Synopsis of HJC Amendment

The House Judiciary Committee amendment deletes the requirement that the commission “in conjunction with the department of public safety” develop policies and procedures for conducting the background checks. The policies and procedures as established by the legislation still require coordination with DPS.

Synopsis of Original Bill

House Bill 541 amends Section 60-1-5 NMSA 1978 to establish policies and procedures in coordination with the Department of Public Safety to use the data base known as NCIC (National Crime Information Center) to conduct criminal background checks as required by statute.

Significant Issues

Earlier this year the State Racing Commission was notified by the Federal Bureau of Investigations that it would no longer allow the commission access to the NCIC database if the statutes were not changed to establish specific policies and procedures with DPS for conducting background checks.

FISCAL IMPLICATIONS

The legislation requires that the applicant pay the costs associated with conducting a background check. Therefore, the SRC reports, there will be no fiscal impact to the state.

ADMINISTRATIVE IMPLICATIONS

The SRC reports establishing the policies and procedures in statute will help cut down on current backlogs.

VB/yr:dm